

RECEIVED
CENTRAL FAX CENTER

AUG 09 2006

Attorney Docket No. 04149/LH**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Tooru HISHIYAMA, et al.

Serial No. : 10/805,618

Confirm. No.: 2133

Customer No.: 01933

Filed : March 18, 2004

For : CRUSHING CONTROL APPARATUS
FOR SHEARING CRUSHER

Art Unit : 3725

Examiner : Francis, Faye

**INFORMATION DISCLOSURE STATEMENT
WITH STATEMENT UNDER 37 CFR 1.97(e)**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Submitted herewith are the following:

- (1) Copy of a German Office Action dated June 20, 2006 issued in a German application which is a counterpart of related U.S. Serial No. 10/805,617;
- (2) Copies of cited publications (except U.S. patent); and
- (3) Form PTO/SB/08A.

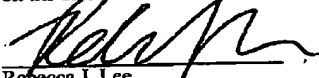
An English Abstract is provided for cited DE 3412306 C2.

STATEMENT UNDER 37 CFR 1.97(e)(1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application of a related US application not more than three months prior to the

CERTIFICATE OF FACSIMILE
TRANSMISSION
TO NO. 1-571-273-8300

TOTAL PAGES: 14

I hereby certify that this paper is being
facsimile transmitted to the Commissioner for
Patents, P.O. Box 1450, Alexandria, Virginia
22313-1450
on the date noted below.
Rebecca J. Lee

Dated: August 9, 2006

In the event that this Paper is late filed, and the
necessary petition for extension of time is not
filed concurrently herewith, please consider
this as a Petition for the requisite extension of
time, and to the extent not tendered by credit
card payment, authorization to charge the
extension fee, or any other fee required in
connection with this Paper to Account No. 06-
1378.

AUG 09 2006

filing of the present Information Disclosure Statement. Said Communication bears a mailing date of June 20, 2006.

NOT A RESPONSE TO OFFICE ACTION

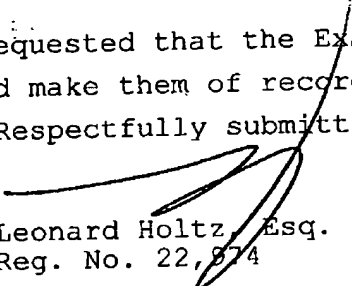
This IDS is not a response to the outstanding Office Action dated June 13, 2006. A response to the outstanding Office Action date June 13, 2006 will be timely filed in the USPTO in due course.

NO FEE REQUIRED

It is respectfully submitted that no fee is required for consideration of the present IDS, since a Statement under 37 CFR 1.97(e) has been made herein. However, if it is determined that a fee is required for consideration of the present IDS authorization is given to charge any required fees to Deposit Account Number 06-1378.

It is respectfully requested that the Examiner consider the documents cited herein and make them of record.

Respectfully submitted,


Leonard Holtz, Esq.
Reg. No. 22,874

Encls.

Dated: August 9, 2006

FRISHAUF HOLTZ GOODMAN & CHICK, P.C.
220 FIFTH AVENUE
NEW YORK, N.Y. 10001-7708
Tel. No. (212) 319-4900
Fax No. (212) 319-5101
LH:rjl

AUG. 9. 2006 1:29PM

+1-212-319-5101 customer 01933

RECEIVED NO. 7164 P. 3
CENTRAL FAX CENTER

AUG 09 2006

PTO/SB/08A (08-00)

Please type a plus sign (+) inside this box →



U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number		10/805,618	
				Filing Date		March 18, 2004	
				First Named Inventor		T. HISHIYAMA	
				Group Art Unit		3725	
				Examiner Name		Faye Francis	
Sheet	1	of	1	Attorney Docket Number		04149/LH	

U.S. PATENT DOCUMENTS

Exam. Inits ¹	Cite No ¹	Document Number	Kind Code ²	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion
		6,474,577	B2	IKEGAMI ET AL	11-05-2002	

FOREIGN PATENT DOCUMENTS

Exam Inits ¹	Cite No ¹	Offc ³	Document Number ⁴	Kind Code ⁵	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion	T ⁶
		DE	3412306	C2	SCHLEICHER CO FEINWERKTECH	10-10-1985		

Examiner Signature

Date Considered

¹ EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

² Unique citation designation number. ³ See kinds of U.S. Patent Documents. ⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷ Place a check here if English translation is attached.

DATE MAILED: August 9, 2006